

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, March 27, 2013, at 1:00 p.m. in Council Chambers, City Hall South, 2<sup>nd</sup> Floor.

|                 |                                       |                    |
|-----------------|---------------------------------------|--------------------|
| <b>Present:</b> | Councilmember Felicia A. Moore, Chair | Jim Beard, CFO     |
|                 | Councilmember Howard Shook            | Departmental Staff |
|                 | Councilmember Yolanda Adrean          |                    |
|                 | Councilmember Alex Wan                |                    |
|                 | Councilmember Aaron Watson            |                    |
|                 | Councilmember Natalyn M. Archibong    |                    |
|                 | Councilmember C.T. Martin             |                    |

Chairperson Moore called the meeting to order at 1:10 p.m. after declaring a quorum present. The Committee members present were introduced as follows: Councilmembers Howard Shook, Yolanda Adrean, Alex Wan, Aaron Watson, Natalyn M. Archibong and C.T. Martin. Other Departmental staff was present as well. Chairperson Moore stated that the Agenda is **Adopted as Amended with three new First Read Ordinances and one new Resolution 5 Yeas**. The minutes of the Finance/Executive Committee of March 13, 2013 were **Approved, 5 Yeas**.

### **DISCUSSION ITEM**

#### **Legislative Update:**

**Ms. Megan Middleton:** Mayor's Office of Intergovernmental Affairs stated that tomorrow is day 42 and the last day. The Conference Committee is meeting on the Gun Bill. **HB 127** passed the House Committee and is sitting in the Senate. It continues to use the tire \$1 fee for what it is intended for or stop using it. Chairperson Moore asked if they would take a dollar for disposal. Ms. Middleton responded that they would continue what they were doing and it has always gone to the general fund. Councilmember Adrean stated that it says that they are passing a Law to use funds for its designated purpose. Ms. Middleton responded that they have not taken the fees out. The purpose is still there, but they did not change the language. **HB 226** is on the calendar for tomorrow. It would bring the tire law into compliance. Chairperson Moore asked about **HB 143**. Ms. Middleton responded that it will cover campaign filing. She will provide an update. There are limits. Page #3, **HB 125** is the bill for annual reporting for affidavits for utilities. There is federal reporting that is required. It is in Conference Committee. Councilmember Watson asked if **HB 264** will pass. Ms. Middleton responded it is in the Senate Committee and will not move for now. Councilmember Adrean asked about **HB 512**. Ms. Middleton responded that it is with **SB 101**, which allows for military 18 or over that have gone through basis training to carry a gun. Councilmember Adrean asked about carrying a gun in public buildings. Ms. Middleton responded that if you have a county or state property without security, you can walk in with a gun. Chairperson Moore asked about **HB 541**. Ms. Middleton responded it passed the House and Senate. **HB 171** is the redistricting of Fulton County and it passed the House. It would take effect next year. **HB 347**, which is the Board of Elections seated and nomination is for Fulton County. It passed the House and Senate and is going to the Governor. **HB 447** creates the power of Judges. It could affect City Judges, an additional \$6000 per year. Homestead Exemption is in the Senate and will not pass and it is dead. **HB 594** passed for classified service employees for Fulton County. If they are currently classified and switch to another position, they would become unclassified. Councilmember Adrean asked if you seen them reach into a County aggressively before. Can they do it to a City? Ms. Middleton responded yes, they can. There are 159 Counties in the State and just one gets picked. Councilmember Watson asked if we had on our Agenda working to prevent **HB 541**. Ms. Middleton responded that Council has spoken out about it. We did not want to get tied up in others politics. Chairperson Moore stated that we did have discussions. We had a Resolution and it died. Based on timing, we did not take a Council position. They knew the City was interested. It ended up on our list because we had concerns about it. Councilmember Watson stated that it is critical to us to work with it next year. Chairperson Moore stated that we were even going to introduce something, but

we did not want to jump up without all of the information first. In the next Session we will get on it early. Councilmember Martin stated that you have to get involved in the Governor and Senate race as well. It is not too late for us to say something. Ms. Middleton responded that a house worth \$150,000 or under do not have to pay property taxes in Fulton County if that paper is passed. Chairperson Moore asked about page #6, water rates. Ms. Middleton responded that **HB 41** passed the House Rules. Councilmember Adrean asked about the Tax Assessment. Not passing it is that their match is going from 10% to 30%. We now have to put up 30% instead of 10% for not passing the Transportation Investment Act. Ms. Middleton responded that she would send out updated report after the Governor three days to pass.

### **CONSENT REPORT**

#### **ORDINANCE FOR FIRST READING**

- 13-O-0599 (1) An Ordinance by Finance/Executive Committee authorizing Amendment Number 1 to the Interdepartmental Memorandum of Understanding which established the terms and conditions for repayment of the Obligation owed in the General Fund to the Watershed Management Enterprise Fund between the City of Atlanta's Department of Finance and Department of Watershed Management for the purpose of decreasing the repayment interest rate from 3% per annum to 1.02% per annum; and for other purposes.

#### **FAVORABLE ON FIRST READ**

- 13-O-0618 (2) An Ordinance by Finance/ Executive Committee to grant amnesty on late fees, penalties, and interest for unregistered businesses; to provide that no additional fees, penalties, or interest shall be assessed on the obligor for late payments; to repeal conflicting Ordinances; and for other purposes.

#### **FAVORABLE ON FIRST READ**

- 13-O-0619 (3) An Ordinance by Finance/Executive Committee adopting the Fiscal Year 2014 Proposed Budget, to include all funds; and for other purposes.

#### **FAVORABLE ON FIRST READ**

### **REGULAR AGENDA**

#### **ORDINANCES FOR SECOND READING**

- 13-O-0440 (1) An Ordinance by Finance/Executive Committee to amend the City of Atlanta Retirement Plan so as to include certain language at the request to the U.S. Internal Revenue Service; to repeal conflicting Ordinances; and for other purposes.

#### **FAVORABLE**

**Ms. Yvonne Cowser-Yancy:** Commissioner of the Department of Human Resources stated that IRS qualifies the Defined Contribution plans. We will include the required language. All three Pension Boards approved it. Councilmember Martin said that he people of Fulton County has been disenfranchised. He then offered a motion to **Approve, 6 Yeas.**

- 13-O-0441 (2) An Ordinance by Finance/Executive Committee to provide for the annexation of the City owned Cascade Road Landfill to the corporate limits of the City of Atlanta, Georgia pursuant to the

100% method; to authorize the Law Department to seek preclearance from the United States Department of Justice and to notify the Georgia Department of Community Affairs of such annexation; and for other purposes.

### **HELD**

13-O-0442 (3)

A **Substitute** Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code of the City of Atlanta Code of Ordinances, to authorize the Mayor, on behalf of the City of Atlanta ("City"), to negotiate for and to purchase approximately 10.18 acres of property located at 2853 Campbellton Road from the Conservation Fund or current land owner ("The Property"), for the purpose of creating a new park in Council District 11, in an amount not to exceed three hundred twenty five thousand dollars (\$325,000.00). The City's purchase price, closing costs, due diligence, and development costs shall be paid from Park Impact Fee West as shown below and amending the 2013 General Government Capital Outlay Fund Budget for the Department of Parks, Recreation and Cultural Affairs and the Department of Finance by transferring between accounts the sum of three hundred twenty five thousand dollars (\$325,000.00); and for other purposes. **(Finance/Executive Committee Substitute corrects FDOA, 3/27/13)**

### **FAVORABLE ON SUBSTITUTE**

**Mr. George Dusenbury:** Commissioner of the Department of Parks, Recreation and Cultural Affairs stated that the Substitute is for Account Numbers. Councilmember Adrean asked about the money we have to buy park land. Commissioner Dusenbury responded that it is for three quadrants. Councilmember Archibong asked if this is the part that was annexed in. Commissioner Dusenbury responded no, Parks will be maintaining it. Councilmember Watson stated that some areas are under parked and some are over parked. Commissioner Dusenbury responded that we hired a Park Planner about a month ago to assess the parks and come up with a Master Plan. We have a map that shows where we don't have parks or if there is a need for more. Councilmember Watson asked about the proposed Right a Way Infrastructure Funds. Councilmember Shook offered a motion to **Approve on Substitute**.

**Mr. Hans Utz:** Mayor's Office Deputy Chief Operating Officer stated that it is anticipated that the \$250,000 is for parks. Councilmember Watson asked if there is a definition of infrastructure. Mr. Utz responded that he means traffic signals, lights, sidewalks, etc.

13-O-0453 (4)

An Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code of the City of Atlanta Code of Ordinances, to authorize the Mayor, on behalf of the City of Atlanta ("City"), to negotiate for and to accept the donation of approximately 0.94 acres of property located at 2865 Springdale road from two eight six five Springdale Road LLC or current land owner ("The Property"), for the purpose of creating a new park in Council District 12 ("Park"), in an amount not to exceed sixty thousand dollars (\$60,000.00). The City's purchase price, closing costs, due diligence, and development costs shall be paid from Park Impact Fee South as shown below and amending the 2013 General Government Capital Outlay Fund Budget for the Department of Parks, Recreation and Cultural Affairs and the

Department of Finance by transferring between accounts the sum of sixty thousand (\$60,000.00); and for other purposes.

**HELD**

Commissioner Dusenbury stated that this is a donation. Held.

- 13-O-0454 (5) An Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code of the City of Atlanta Code of Ordinances, to authorize the mayor, on behalf of the City of Atlanta ("City"), to negotiate for and to accept the donation of approximately 1.08 acres of property located at Macon Drive and Mt. Zion Road from Michael Turgeon or current land owner ("The Property"), for the purpose of creating a new park in Council District 12 ("Park"), in an amount not to exceed sixty thousand dollars (\$60,000.00). The City's purchase price, closing costs, due diligence, and development costs shall be paid from Park Impact Fee South as shown below and amending the 2013 General Government Capital Outlay Fund Budget for the Department of Parks, Recreation and Cultural Affairs and the Department of Finance by transferring between accounts the sum of sixty thousand (\$60,000.00); and for other purposes. **(Finance/Executive Committee Substitute..., 3/27/13)**

**FAVORABLE ON SUBSTITUTE**

Chairperson Moore stated that we have a Substitute. Councilmember Shook offered a motion to **Approve on Substitute, 7 Yeas.**

- 13-O-0605 (6) An Ordinance by Councilmember H. Lamar Willis authorizing the Mayor or Designee on behalf of the City of Atlanta to execute an appropriate Contractual Agreement with Technology Integration Group for FC-6013, Comprehensive Office Equipment Assessment Project, with the Technology Integration Group, on behalf of the Department of Finance to provide Office Equipment and Service in an efficient and cost effective manner, in an amount not to exceed one hundred thirty three thousand four hundred dollars (\$133,400.00); all funds shall be paid from the General Fund; and for other purposes. **(Finance/Executive Committee conditional passage of receiving the Procurement documents along with the legislation, 3/27/13)**

**FAVORABLE ON CONDITION**

**Mr. Jonathan Williams:** stated over the last year we have been doing City's assessment of office equipment. We are seeking someone with the expertise to buy the efficient equipment. DCFO Smith stated that we have 141 different printers and streamlining them can be gained from this paper. We expect this project to be beneficial. Councilmember Wan offered a conditional passage of receiving the Procurement documents along with the legislation. Mr. Williams added that we have over 3000 copiers and printers. We are helping people who are in dire needs.

**Mr. Keith Brooks:** stated that we originally had 6 components, 2 deemed nonresponsive. He will provide a hardcopy for the Committee. Councilmember Watson asked if we are paying for a consultant or another way to procure. Mr. Williams responded that we are paying for both. We asked them for strategies for footprints. Chairperson Moore asked how is it going to be integrated if City Council needs to upgrade their copiers. Mr. Williams responded that this company will assist in leases. We will have someone directly here. Councilmember Martin asked if we are charging them rent. Mr. Williams responded no. Councilmember Martin stated that he wants it

in the Agreement. Councilmember Archibong stated that she heard a rumor regarding us getting away from copiers and printers. Mr. Williams responded that the toner and supplies cost a fortune. We are trying to get away from it. Councilmember Adrean asked if the City tried this one time before. Mr. Williams responded that we had a centralized printing shop. Chairperson Moore stated that it is not that it did not work, but we had budget issues. Councilmember Shook offered a motion to **Approve, 6 Yeas.** **Chairperson Moore stated that in the future we want to include procurement information with the legislation.**

13-O-0613 (7) An Ordinance by Councilmember Alex Wan to authorize the contribution of funds from the District 6 Councilmember's Carry-Forward in the Non-Departmental Reserves to contribute to the Candler Park Master Plan; and for other purposes.

### **HELD**

### **RESOLUTIONS**

13-R-0600 (1) A Resolution By Finance/Executive Committee authorizing the Mayor or his Designee to enter into Cooperative Purchasing Agreement Number COA-6557-PL pursuant to Section 2-1602 et seq. of the City of Atlanta Code of Ordinances, with Carahsoft Technology Corporation, an authorized Symantec Corporation Reseller, utilizing the Carahsoft General Services Administration Contract Number GS-35-F-0119Y to purchase a subscription for Symantec Netbackup Software Licensing and Support, on behalf of the Department of Information Technology, for twelve (12) months, in an amount not to exceed eighty-three thousand, six hundred thirty-two dollars and sixty-four cents (\$83,632.64). All contracted work to be charged to and paid from Funding Numbers listed herein; and for other purposes.

### **FAVORABLE**

Councilmember Wan stated that the legislation does not match. COA-6449 is incorrect, but COA-6557 is correct.

**Mr. Michael Dogan:** Chief of Information Technology stated that this is backup software. Councilmember Archibong asked if this is where the prior contractor lost the contract. Mr. Dogan responded yes, in November 2012. Councilmember Martin offered a motion to **Approve, 6 Yeas.**

13-R-0601 (2) A Resolution by Finance/Executive Committee authorizing the Mayor or his Designee to enter into Cooperative Purchasing Agreement Number COA-6496-PL pursuant to §2-1602 et seq. of the City of Atlanta Code of Ordinances, with Mythics, Incorporated, utilizing the Mythics, Incorporated Federal General Services Administration Contract Number GS-35F-0153M for the purchase of Oracle Cluster System Hardware and Software in an amount not to exceed ninety-nine thousand, seven hundred forty dollars and ten cents (\$99,740.10), all contracted work and purchases to be charged to and paid from Funding Numbers listed herein; and for other purposes.

### **FAVORABLE**

Mr. Dogan stated that this is for Aviation because they have a number of applications. Councilmember Martin offered a motion to **Approve, 6 Yeas.**

13-R-0602 (3)

A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor or his Designee on behalf of the City of Atlanta to execute Renewal Agreement No. 1 with Resurgens Risk Management Willis Insurance Services of Georgia for FC-4971, Insurance Agent Broker, on behalf of the Department of Finance, in the amount of one hundred fourteen thousand dollars and no cents (\$114,000.00) with an additional OCIP Airport Fee of .0025 of total construction cost subject to an annual minimum of one hundred fifty thousand dollars (\$150,000.00); all contracted work shall be charged to and paid from Fund, Department, Organization Account Numbers 1001 (General Fund) 100701 (Department of Finance Risk Management) 5212001 (Consulting/ Professional Services) 1555000 (Risk Management) and PTAE0: 18102843 (Central Administration) 200 (Task) 550291249 (DOA R N E 9999) 5212001 (Consulting/ Professional Serv) and FDOA: 5502 (Airport Renewal and Extension Fund) 180201 (DOA Aviation Capital Planning & Development) 5212001 (Consulting/Professional Serv) 7563000 (Airport) 102843 (Central Administration) 91249 (DOA R N E 9999). **(Finance/Executive Committee Substitute corrects the FC-4791 to FC-4971, 3/27/13)**

#### **FAVORABLE ON SUBSTITUTE**

Chairperson Moore stated that we have a Substitute to correct the FC-4791 to FC-4971.

**Ms. Mickey Walker:** stated that this is a renewal contract. It is for the insurance program at the Airport. Councilmember Wan asked for the thought process behind the construction costs.

**Mr. Ron McAdams:** of Resurgens Risk Management/Willis Insurance Services of Georgia stated that the construction cost is a fee based on total cost estimates. Councilmember Wan asked if the level of construction dictates the level of safety. What is the analysis? Mr. McAdams responded that it was reduced from \$120,000 to \$114,000. Councilmember Martin offered a motion to **Approve on Substitute, 6 Yeas.**

#### **PAPERS HELD IN COMMITTEE**

10-O-0774 (1)

An Ordinance by Councilmembers H. Lamar Willis and Alex Wan to amend Article VII Division II of Chapter II of the Code of Ordinances of the City of Atlanta so as to provide that it shall be unlawful for any City Officer or Employee to knowingly and willfully withhold information, make false or misleading statements or to give untrue testimony before any of its standing Committees; to provide that any Officer or Employee who is found to have violated this Provision shall be dismissed from the employ of the City; and for other purposes. **(Held, 4/28/10)**

#### **HELD**

10-O-1733 (2)

An Ordinance by Councilmembers Michael Julian Bond, Joyce Sheperd, Aaron Watson, Keisha Lance Bottoms, H. L. Willis, Ivory Lee Young, Jr., C.T. Martin, and Yolanda Adrean authorizing the Mayor or his designee to create a Parking Pass Program for all duly appointed members of City Boards and Commissions; and for other purposes. **(Held, 9/29/10)**

#### **HELD**

10-O-1739 (3)

An Ordinance by Councilmember Natalyn Mosby Archibong to amend the Charter of the City of Atlanta, Georgia, 1996 Ga Laws

P. 4469 et seq. adopted under and by virtue of the Authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1 et seq. as amended, by amending Part 1 (Charter and Related Laws), Subpart A, (Charter), Article III (Executive), Chapter 3 Entitled (City Departments), Section 3-305 of the City of Atlanta's Code of Ordinances by adding a new Sub-Paragraph (d); and for other purposes. **(2<sup>nd</sup> Reading, 1<sup>st</sup> Adoption, 9/29/10); (3<sup>rd</sup> Reading, Final Adoption, Substituted as Amended and Held, 10/13/10 by Committee for additional information)**

**HELD**

- 11-R-0771 (4) A Resolution by Councilmembers H. Lamar Willis, Keisha Lance Bottoms and Aaron Watson proposing the creation of the Southwest Atlanta Community Improvement District as authorized by the General Assembly of the State of Georgia in the Atlanta Community Improvement District Act, contingent upon the consent of the majority of the owners of real property within the District boundaries; and for other purposes. **(Held, 5/11/11)**

**HELD**

- 11-R-0989 (5) A Resolution by Councilmembers Aaron Watson, Carla Smith, Cleta Winslow, Ivory Lee Young, Jr., Keisha Lance-Bottoms and H. Lamar Willis requesting that the Departments of Law and Finance launch a study of the operational impact of a modification of the number of Judges in the Municipal Court of Atlanta; such operational impact study to be presented to the City Council by no later than August 31, 2011; and for other purposes. **(Held, 6/29/11)**

**HELD**

- 11-O-0990 (6) An Ordinance by Councilmember Ivory Lee Young, Jr. amending the Atlanta Code of Ordinances, Section 114-126 (a) by replacing language stating that employees "May" receive an Annual Performance-Based Salary Increase, with language stating that employees "Shall" receive an Annual Performance-Based Salary Increase; and for other purposes. **(Held, 6/29/11)**

**HELD**

- 11-O-1358 (7) An Ordinance by Councilmember Kwanza Hall imposing a Limited and Temporary Moratorium upon the issuance of Business Licenses to New Pain Management Clinics within the City of Atlanta; and for other purposes. **(Held, 9/14/11)**

**HELD**

- 11-O-1473 (8) A **Substitute** Ordinance by Finance/Executive Committee to amend the Atlanta code of Ordinances by: adding a Subsection (10) to Section 2-190(b) to create a City of Atlanta Office of Film, Television, Music and Digital Media Development in the Office of the Mayor; and adding a new Section 2-200 that sets forth the functions and duties of the City of Atlanta Office of Film, Television, Music and Digital Media Development; and modifying Chapter 46, entitled Civic and Cultural Affairs, by adding a new Article IV entitled "Entertainment Filming Ordinance"; and establishing a process for use of City property, use of City intellectual property, film permitting, and the collection of fees from such use and permits, the allocation of a Fund or

management by the City of Atlanta Office of Film, Television, Music and Digital Media Development, and the establishment of a Board of Advisors to advise the Mayor on the City of Atlanta Office of Film, Television, Music and Digital Media Development, on activities of the entertainment industry; and for other purposes. **(Held, 11/2/11)**

**HELD**

- 11-R-1677 (9) A Resolution by Councilmember Joyce M. Sheperd and Michael J. Bond to create a Task Force to convene on the establishment of a Commission to oversee the Film, Television, Music and Digital Entertainment Industry in the City of Atlanta; to Study the issues surrounding Film and TV Production and the use of public property within the City of Atlanta and to report it's findings and recommendations to the Mayor and Members of the Atlanta City Council within 120 days; and for other purposes. **(Held, 11/16/11)**

**HELD**

- 11-O-1763 (10) An Ordinance by Councilmembers Michael Julian Bond, Ivory Lee Young, Jr. and C.T. Martin to authorize the Chief Financial Officer to create a Trust Fund Account for Tax Revenue collected from Sunday Retail Beer, Wine and Liquor Sales amending the 2012 (General Fund) Budget by adding to anticipations and appropriations sales tax proceeds in the amount of \$250,000.00; to use said tax revenue for Atlanta Police Department DUI Enforcement and for Enforcement of City of Atlanta Liquor Licenses; and for other purposes. **(Held, 11/30/11)**

**HELD**

- 11-O-1772 (11) An Ordinance and Charter Amendment by Councilmember Yolanda Adrean **as Substituted (2) by Finance/Executive Committee** to amend the **Charter** of the City of Atlanta, Georgia, 1996 Ga Laws P. 4469, et seq., adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1 et seq., as amended, by amending Part 1 (Charter and Related Laws), Subpart A (Charter), Article II (Legislative), Chapter 6 (City Internal Auditor), to amend Section 2-604(c) so as to define the roles and responsibilities of the Audit Committee in the Selection Process of the City's External Auditor; and for other purposes. **(1<sup>st</sup> Reading 11/21/11; 2<sup>nd</sup> Reading / 1<sup>st</sup> Adoption 2/6/12); (Favorable on 3<sup>rd</sup> Read, Final Adoption, 2/15/12); (Referred back by Full Council, 2/20/12); (Held, 2/29/12)**

**HELD**

- 11-O-1776 (12) An Ordinance by Councilmember Felicia A. Moore to amend the Procurement Code of the City of Atlanta, Georgia, by amending Sec. 2-1161, to add new language; and for other purposes. **(Held on Substitute, 11/30/11)**

**HELD**

Chairperson Moore stated that we have a Substitute. She read how it currently reads. The Law Department has looked at it. Councilmember Adrean asked for the distinction between the new legislation and the old legislation regarding the time line. Chairperson Moore stated currently you can't protest.



**Ms. Angela Hinton:** Senior City Attorney stated that previously a person could protest ten days after the process. It makes information available much faster. Councilmember Wan stated that it does not change at all, but it says that documents are available three days after the Committee votes on the paper, not the Council. They could make the request at the meeting and have a response three days afterward. It used to be eight days after the Mayor's signature. Chairperson Moore asked if they could file a protest before the Mayor signs it. Senior City Attorney Hinton responded yes. The changes are access to information. This addresses making the information available more quickly. Councilmember Shook stated that Finance/Executive Committee will be submitted to be armed with information/requests. Chairperson Moore stated that they would not have the information before the Committee meets. Senior City Attorney Hinton responded that the response from Council will be the same as is before. Chairperson Moore stated that if something occurred, Council will make a decision to move forward. Councilmember Adrean asked what point does the interaction changes from answering or meddling in Procurement. Senior City Attorney Hinton responding that it is when the body is not legislating, but making a determination. Chairperson Moore stated that if we have concerns about it, we can vote it down. Councilmember Adrean asked what are the rules in regards to public speaking? Senior City Attorney Hinton responded that is privileged advice. Councilmember Martin stated that the issue is that the public is trying to get privileged information. Senior City Attorney Hinton responded that they could be trying to get information on one of their competitors. Someone can use Council to get information instead of going to the Procurement Officer. Who really manages the process? We need a flowchart. We should Hold it until we get the flowchart. Chairperson Moore stated that this has been on Hold a long time. Senior City Attorney Hinton responded that she drafted this based on best practices. The information is limited to what they can receive with this timeframe. She would like us to come up with an avenue instead of waiting until the Mayor signs it. Councilmember Martin asked if Procurement is working on anything for the public to get a better understanding.

**Mr. Dave Chapman:** Deputy Procurement Officer stated that we are working on a plan to have Workshops for Council to understand the procurement process. Councilmember Adrean asked Mr. Chapman if he is okay with the list. Chairperson Moore stated that a flowchart will not help this process. Councilmembers had concerns with the task.

11-R-1841 (13) A Resolution by Councilmembers Felicia A. Moore, Natalyn Archibong, H. Lamar Willis, Aaron Watson, Michael Julian Bond, Ivory Lee Young, Jr., Yolanda Adrean and Kwanza Hall expressing the Atlanta City Council desire to intent to act upon Section 2-396 of the City of Atlanta Code of Ordinances so as to employ directly or to contract the Services of Outside Legal Counsel to assist City Council in providing legislative oversight to the operations of the City; and for other purposes. **(Held, 12/14/11)**

#### **HELD**

12-O-0284 (14) An Ordinance by Councilmember Cleta Winslow to transfer \$80,232.00 (eighty thousand two hundred thirty two dollars) from the Fire Impact Fee Fund Account to a specific Project Center Designated Account in the Department of Fire and Rescue for the purpose of providing needed funding for the assessment, reassessment and renovation of Fire Station #7; to waive conflicting Ordinances; and for other purposes. **(Held, 2/29/12)**

#### **HELD**

12-O-0402 (15) An Ordinance by Finance/Executive Committee to amend Ordinance 11-O-1290 to empower the Commissioner of Planning and Community Development to authorize overtime and incentive

pay to Departmental Personnel for hours assigned to be worked in excess of the regular work week to provide additional plan review services as set forth in Section 104 (1) of Appendix "A" to Volume III of the Code of Ordinances of the City of Atlanta which contains the Building Code Amendments. **(Held, 5/2/12)**

**HELD**

- 12-O-0569 (16) An Ordinance by Finance/Executive Committee authorizing the Chief Procurement Officer to invite Competitive Sealed Bids from interested parties for the purchase from the City of Atlanta of approximately 30.7 acres of land in Land Lot 27 of District 14 of Fulton County; and for other purposes. **(Department of Public Works)**

**HELD**

- 12-R-0822 (17) A Resolution by Finance/Executive Committee authorizing the reemployment of Pati McMahon as a Watershed Management Director Senior for the City of Atlanta Department of Watershed Management, Pursuant to Section 3-505(C) of the Charter of the City of Atlanta, Georgia; and for other purposes. **(Held on Substitute, 6/13/12); (Department of Watershed Management)**

**HELD**

- 12-O-0991 (18) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to establish the Office of Buildings Renewal and Extension Fund; to designate the manner in which net revenues of the Office of Buildings will flow to such fund; and for other purposes. **(Held, 8/28/12); (Department of Planning and Community Development)**

**HELD**

- 12-R-1146 (19) A Resolution by Councilmembers Natalyn Mosby Archibong and Felicia A. Moore requesting that Mayor or his Designee utilize the Healthcare Premium Rebate to the City of Atlanta the Affordable Care Act authorized to reduce the premiums City Employees are paying for Healthcare; and for other purposes. **(Held, 8/29/12); (Councilmembers Archibong and Moore)**

**HELD**

- 12-R-1273 (20) A Resolution by Finance/Executive Committee authorizing the mayor or his Designee to enter into a Cooperative Purchasing Agreement FC-6046 with AOT Public Safety Corporation d/b/a Crywolf False Alarm Solutions pursuant to Article X, Section 2-1601 et. seq. of the City of Atlanta Code of Ordinances, utilizing the town of Davie, Florida Contract Number R-2011-4 to provide for False Alarm Administration Services as a contingency based contract on behalf of the Departments of Police and Fire Rescue; all contracted work shall be charged to and paid from the Fund Department Organization and Account Numbers listed herein; and for other purposes. **(Held, 9/26/12); (Department of Finance)**

**HELD**

- 12-O-1620 (21) An Ordinance by Councilmember H. Lamar Willis to amend the City of Atlanta Code of Ordinances in order to authorize the implementation and imposition of an Excise Tax on energy sold or used to manufacturing in the City and to provide for rates, phase-in period, time for imposition, recovery of the Excise Tax, administrative procedures, audits, allowed expenditures of the proceeds, termination, and an effective date to commence collection; and for other purposes. **(Favorable, 11/14/12); (To be advertised for a Public Hearing); (Referred back by Full Council for Public Hearing, 11/19/12); (Held for Public Hearing, 11/28/12)**

**HELD**

- 12-O-1726 (22) An Ordinance by Councilmembers C.T. Martin, Howard Shook, Joyce M. Sheperd, Natalyn Archibong, Yolanda Adrean, Cleta Winslow, H. Lamar Willis, Carla Smith, Aaron Watson, Keisha Lance-Bottoms, Felicia A. Moore and Alex Wan to amend Chapter 114-Personnel, Article Four-Civil Service, Division Two-Classification Plan of the City of Atlanta Code of Ordinances, so as to provide a Citywide Salary increase of \_\_\_\_\_ percent (\_\_\_\_%) to all officers and employees of the City of Atlanta, with the exception of Elected Officials, effective when passed by Full Council; and for other purposes. **(Held, 11/28/12); (Councilmember Martin and Others)**

**HELD**

- 12-O-1740 (23) An Ordinance by Councilmembers C.T. Martin, Howard Shook, Natalyn Archibong, Joyce M. Sheperd, Yolanda Adrean, Carla Smith, H. Lamar Willis, Aaron Watson, Keisha Lance-Bottoms, Felicia A. Moore, Cleta Winslow and Alex Wan to amend all City of Atlanta Fiscal Year 2013 Operating Funds that contain Personnel Expenses by transferring from appropriations and adding to anticipations and appropriations in order to provide funding for a City-Wide salary increase of \_\_\_\_\_ percent (\_\_\_\_%) excluding Elected Officials, when passed by Full Council; and for other purposes. **(Held, 11/28/12); (Councilmember Martin and Others)**

**HELD**

- 13-O-0030 (24) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to write-off Department of Watershed Management Water and Wastewater Uncollectible Accounts Receivable in the amount of one million, two hundred fifty thousand, sixty-nine dollars and thirty-one cents (\$1,250,069.31); and for other purposes. **(Held, 1/30/13); (Department of Watershed Management)**

**HELD**

- 13-O-0311 (25) An Ordinance by Councilmember Natalyn M. Archibong to provide for the annexation of property located at the Glenaire Subdivision, Phase II to the Corporate Limits of the City of Atlanta, Georgia pursuant to the 100% method; to authorize the Law Department to seek preclearance from the United States Department of Justice and to notify the Georgia Department of Community Affairs of such annexation; and for other purposes. **(Held, 2/27/13); (To be advertised for a Public Hearing); (Councilmember Archibong)**

**HELD**

- 13-C-0414 (26) A Communication by Department of Finance, submitting the 2013 Five-Year Financial Plan. **(Held for Work Session on 2/28/13, 2/27/13)**

**FAVORABLE**

Chairperson Moore stated that we have not made a decision on the Excise Tax and we have not included it in the Five Year Plan. **13-O-0599** is in the Five Year Plan and she has concerns with it. She will vote on the Five Year Plan, but she has some issues with some of the items. Councilmember Adrean stated that the Five Year Plan is an operating plan. She will work on legislation for a Five Year Capital Plan. We don't have a framework that it useful as it should be. We need to get the CIP to integrate in the Five Year Plan. Councilmember Martin offered a motion to **Approve, 6 Yeas.**

- 13-R-0503 (27) A Resolution by Councilmember C.T. Martin authorizing the Mayor or Designee on behalf of the City of Atlanta to execute an appropriate Contractual Agreement with Technology Integration Group for FC-6013, Comprehensive Office Equipment Assessment Project, with the Technology Integration Group, on behalf of the Department of Finance to provide Office Equipment and Service in an efficient and cost effective manner, in an amount not to exceed one hundred thirty three thousand four hundred dollars (\$133,400.00); all funds shall be paid from the General Fund; and for other purposes. **(Held, 3/13/13); (Councilmember Martin)**

**FILE**

- 13-R-0620 (1) A Resolution by Finance/Executive Committee authorizing the Mayor or his Designee to execute Sole Source Purchase SS-6576-PL with Public Safety Systems, Inc. ("PSSI"), for a software upgrade of an existing PSSI application of the E911 Computer Assisted Dispatch System ("CADS"), on behalf of the Department of Police, in an amount not to exceed one hundred twenty-five thousand dollars (\$125,000). All costs shall be charged to and paid from 7701 (Trust Fund); 240101 (APD Chief of Police); 5316001 (Expense Account: Equipment \$1,000-\$4,999); 1320000 (Chief Executive); 600234 (Project: Federal-RICO); 69999 (Funding Source For Non-Capital Trust Projects); and for other purposes.

**FAVORABLE**

Councilmember Martin offered a motion to **Approve, 5 Yeas.**

- 13-R-0621 (2) A Resolution by Finance/Executive Committee requesting that the Mayor takes into consideration and funds priorities that the Atlanta City Council recommends being included in the 2014 Budget; and for other purposes.

**HELD**

- 13-R-0622 (3) A Resolution by Finance/Executive Committee authorizing the Mayor or Designee on behalf of the City of Atlanta to execute a No-Cost Trial Agreement with Drivecam for a one hundred twenty (120) day Pilot (Trial) Program to determine Drivecam's ability to improve safety and help identify as well as minimize risks associated with City Fleet Vehicles; and for other purposes.

### **FORWARD WITH NO RECOMMENDATION**

Councilmember Wan asked about accidents taking place. He wants to know if there is an evaluation.

**Ms. Katrina Taylor-Parks:** Mayor's Office Deputy Chief of Staff stated that there are about three iterations of this paper. They are not guaranteed an opportunity. We looked at motor vehicle accidents and think it is a good idea. Councilmember Wan stated that he is skeptical about waiving the Procurement Code for Sole Sources. DCFO Smith responded that this conversation has been ongoing and she will find out how it was initiated.

**Mr. Peter Andrews:** Deputy City Attorney stated that we have talked to Procurement about your concerns about when the 120 days are up. Ms. Parks added that under the no cost trial Section, we acknowledge that there has to be legislation to have a trial. There will be 175 cameras in vehicles. Councilmember Shook asked how is a camera supposed to prevent accidents? Mr. Utz responded that when an accident happens, we are answering to it after it occurs. This allows us to see if there is risky behavior. We can respond and identify the behavior. The camera is covering a buffer. It is not permanently recording, but it records an accident or slamming on breaks. Councilmember Shook stated that he is concerned about disputing claims. He does not see the advantage. Why not just get rid of person causing the accident. Mr. Utz responded that some of the risk behavior does not lead to accidents. Chairperson Moore stated that she has been made aware of that we don't have the exact maintenance. How did we decide on this particular vendor? Ms. Parks responded that Mr. DeLoach made the decision. The program kickoff was today. The equipment is in, but has not started yet. Councilmember Adrean asked if we brought GPS equipment for vehicles yet. Ms. Parks responded that this is for the Departments of Watershed, Public Works, and Parks. Mr. Utz added that it serves a different purpose. The GPS will come with the camera. Councilmember Adrean asked about the Be It Further Resolved Clause, they can enter into a contract without Council approval beyond the 120 pilot period. Deputy City Attorney Andrews responded that it should be a period after Mayor approves it. Councilmember Martin stated that he has concerns and wants to approve it because he supports Mr. DeLoach. Does someone else make this identical device? Ms. Parks responded no, this is for a trial basis and we will do a procurement bid process after the trial. Councilmember Martin asked about the 50 Event Recorder? Ms. Parks responded that is the name of the equipment. Chairperson Moore asked what company does Police use. Mr. Utz responded Watchguard. We are not giving the impression that no one can do it at all. Chairperson Moore stated that we do not need to use a concept that has been used before. Mr. Utz responded that it is not the camera, but the aggressive driving concept. Chairperson Moore asked what else is being recorded. Mr. Utz responded speeding, seat belt safety, handling of steering wheel, etc. We are looking at safety driving. Chairperson Moore asked when will an employee know they are being recorded? Mr. Utz responded that the whole intent of the program to convince drivers to drive more safely. Chairperson Moore asked have you started the pilot with the employees. Mr. Utz responded no, we have not started the pilot yet. Councilmember Archibong urged staff to do the educational piece first. Ms. Parks responded that we brought this because we were made aware of this. We had been placed on notice. We want to protect ourselves while we have the equipment. We started educating departments on yesterday. If the Council passes this, we will have time to educate employees while you are on Recess. Councilmember Martin asked about the terms. Ms. Parks responded that it was negotiated for a new trial basis. Councilmember Adrean asked if there is a cost to remove the cameras. Ms. Parks responded no. All of the questions associated with cost can be addressed prior to Full Council meeting. Councilmember Wan stated that if after the trial period and we don't go through the Procurement process, he will be critical. Councilmember Shook offered a motion to move **Forward With No Recommendation, 4 Yeas, 1 Nay (Adrean).**

**COMMENTS FROM THE PUBLIC****ADJOURNMENT**

Having no further business before the Committee, the meeting was adjourned at 3:35 p.m.

Respectfully submitted,

Jim Beard, CFO  
Secretary

Charlene Parker  
Recording Secretary

***“The Department of Finance... because customer service is important to us.”***